

STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
COUNTY OF HAMPTON)	
)	
Richard Lightsey, LeBrian Cleckley,)	
Phillip Cooper, et al., on behalf of)	
themselves and all others similarly)	
situated,)	
)	
Plaintiffs,)	
)	
v.)	CASE NO.: 2017-CP-25-335
)	
South Carolina Electric & Gas)	
Company, a Wholly Owned)	
Subsidiary of SCANA, SCANA)	
Corporation, and the State of)	
South Carolina,)	
)	
Defendants,)	
)	
South Carolina Office of Regulatory)	
Staff,)	
)	
Intervenor.)	
)	

**THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NOS. 2017-207-E, 2017-305-E, AND 2017-370-E**

IN RE:	Friends of the Earth and Sierra Club,)
	Complainant/Petitioner v. South Carolina)
	Electric & Gas Company,)
	Defendant/Respondent)
)
IN RE:	Request of the South Carolina Office of)
	Regulatory Staff for Rate Relief to SCE&G)
	Rates Pursuant to S.C. Code Ann. § 58-27-)
	920)
)
IN RE:	Joint Application and Petition of South)
	Carolina Electric & Gas Company and)
)

Dominion Energy, Incorporated for Review)
 and Approval of a Proposed Business)
 Combination between SCANA Corporation)
 and Dominion Energy, Incorporated, as May)
 Be Required, and for a Prudency)
 Determination Regarding the Abandonment)
 of the V.C. Summer Units 2 & 3 Project)
 and Associated Customer Benefits and Cost)
 Recovery Plans

NOTICE OF TAKING 30(b)(6) DEPOSITION

TO: Thomas C. Ryan, Esq., K & L Gates, 210 Sixth Avenue, Pittsburg, PA 15222

PLEASE TAKE NOTICE that pursuant to Rule 30 of the South Carolina Rules of Civil Procedure, the Office of Regulatory Staff ("ORS), by and through its counsel of record, will take the deposition of a representative of Westinghouse Electric Corporation, LLC to testify regarding all information known or reasonably available with respect to the subject matter listed in the attached Exhibit A. The deposition shall take place on October 12, 2018 at 1:00 p.m. at the offices of K & L Gates, 210 Sixth Avenue, Pittsburg, PA 15222.

PLEASE TAKE FURTHER NOTICE that the deposition will be recorded by stenography, livenote, and videotape, and will continue from day to day until completed or may be continued for completion at a future date.

Respectfully submitted this 24th of September, 2018.



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CERTIFICATE OF SERVICE

I, the undersigned attorney of the firm Wyche, P.A., do hereby certify that on the 24th day of September, 2018, a true and complete copy of **NOTICE OF VIDEO DEPOSITION OF A REPRESENTATIVE OF WESTINGHOUSE ELECTRIC CORPORATION, PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 30(b)(6)** was served via electronic service pursuant to the Case Management Order and sending a copy electronic mail to all counsel of record.

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By:



Wallace K. Lightsey

EXHIBIT A

1. The AP1000 reactor concept, design, regulatory approval, and design changes imposed by the Nuclear Regulatory Commission (“NRC”);

2. The 2008 Engineering, Procurement and Construction Agreement (“EPC Agreement”), with a focus on its payment and information sharing provisions;

3. The October 2015 Amendment to the EPC Agreement, with a focus on changes to payment terms, liquidated damage provisions, the provision of interim payments, revised payment schedule milestones, and the fixed price option, and information shared by Westinghouse with South Carolina Electric & Gas (“SCE&G”) concerning Westinghouse’s financial condition at that time and at the time of the 2016 Fixed Price Agreement;

4. A description of the periodic and occasional reports and meetings through which Westinghouse shared information with SCE&G and Santee Cooper, with a focus on those reports and meetings that discussed cost increases, schedule delays, performance factor metrics, and mitigation plans;

5. Information shared with SCE&G through such reports and meetings concerning the construction schedule and estimated completion dates (a) before the filing of Westinghouse’s petition for bankruptcy, and (b) after the filing of Westinghouse’s petition for bankruptcy, including but not limited to any such information of which Westinghouse is aware was used in SCE&G’s internal analysis of extended completion dates performed after Westinghouse’s petition for bankruptcy.

6. Westinghouse’s knowledge of the Bechtel Report, including its understanding of the purpose and scope of the assessment, and its efforts to supply information to Bechtel;

7. Westinghouse's receipt of directives, suggestions, or requests from SCE&G or Santee Cooper, if any, not to provide them with information on cost overruns or schedule delays that would need to be shared with the Office of Regulatory Staff ("ORS") or the South Carolina Public Service Commission ("PSC"), not to disclose any such information to ORS representatives, or to delete emails or other documents or information;

8. Westinghouse's estimates to complete, how escalating costs contributed to its decision to file for bankruptcy, and when and how such information was shared with SCE&G; and

9. Any information provided to Westinghouse by SCE&G and Santee Cooper regarding their decision to abandon the V.C. Summer project.